

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

PHOENIX PAYMENT SYSTEMS, INC.  
d/b/a ELECTRONIC PAYMENT  
EXCHANGE,

Plaintiff,

v.

LEXCEL, INC. and  
LEXCEL SOLUTIONS, INC.,

Defendants.

C.A. No. 07-537-SLR/LPS

**ORDER**

At Wilmington this **15th** day of **July, 2008**.

IT IS ORDERED that oral argument on plaintiff's motion to dismiss defendant's counterclaim (D.I. 12) is hereby scheduled for **September 10, 2008 at 11:00 a.m.** in courtroom 2A before the Honorable Leonard P. Stark.

Local counsel are reminded of their obligations to inform out-of-state counsel of this Order. To avoid the imposition of sanctions, counsel shall advise the Court immediately of any problems regarding compliance with this Order.

  
UNITED STATES MAGISTRATE JUDGE